

**WAC 392-172A-06080 Requirements for establishing eligibility.**

(1) School districts that establish joint eligibility under this section must:

(a) Adopt policies and procedures that are consistent with the state's policies and procedures under WAC 392-172A-06005; and

(b) Be jointly responsible for implementing programs that receive assistance under Part B of the act.

(2) If an educational service agency has authority to carry out programs under part B of the act, the joint responsibilities given to school districts:

(a) Do not apply to the administration and disbursement of any payments received by the educational service agency; and

(b) Must be carried out only by that educational service agency.

(3) Regardless of any other provisions in WAC 392-172A-06075 and 392-172A-06080, an educational service agency must provide for the education of eligible students in the least restrictive environment.

[Statutory Authority: RCW 28A.155.090 and 34 C.F.R. Part 300. WSR 13-20-034, § 392-172A-06080, filed 9/24/13, effective 10/25/13. Statutory Authority: RCW 28A.155.090(7) and 42 U.S.C. 1400 et. seq. WSR 07-14-078, § 392-172A-06080, filed 6/29/07, effective 7/30/07.]